

PROCEEDINGS OF THE COMMON COUNCIL
IN REGULAR SESSION
Tuesday, September, 25, 197 73

CITY OF FORT WAYNE, INDIANA
Journal of the Proceedings
of the Common Council

The Common Council of the City of Fort Wayne met in the Council Chambers Tuesday
evening, September 25, A.D., 197 3 in Regular Session. President Winfield

C. Moses, in the chair, and Charles W. Westerman, Clerk, at the desk, present
the following members _____ viz:

Burns ✓, Hinga ✓, Kruse ✓, Nuckols ✓, Moses ✓,
Donald Schmidt ✓, Vivian Schmidt ✓, Steir ✓, Talarico ✓.
Absent _____: Councilman _____.

ALVIN ROCKEY - ANTHONY WAYNE
The invocation was given by Reverend Stanley Darrah - ~~Anthony Wayne~~ Church of God

Received report from the City Controller for the month of _____, 197 _____.
Motion made and carried that report be made a matter of record and placed on file.

The minutes of the last regular September 11, 197 3 session having been
delivered to the Council, were, on motion, approved as published.



THE CITY OF FORT WAYNE

office of the mayor

COMMUNICATION FROM THE MAYOR

September 12, 1973

To the Common Council
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, September 12, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on September 11, 1973.

(Bill No. R-73-08-36)
RESOLUTION NO. R-61-73

RESOLUTION approving Modifying Agreement No. 1 to Contract for Community Renewal Program Grant No. R-89 (CR).

(Bill No. R-73-09-04)
RESOLUTION NO. R-67-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-321 Gasoline and to Account No. 73-51 Insurance in the 1973 Budget of the Fire Department.

(Bill No. R-73-09-05)
RESOLUTION NO. R-66-73

A RESOLUTION transferring certain funds from Account No. #81-23 instruction to Account #81-324 Garage and Motor Supply in the Budget of the Humane Commission.

(Bill No. R-73-09-06)
RESOLUTION NO. R-65-73

A RESOLUTION authorizing payment for repairs to Police Vehicle #81 damaged in an accident.

(Bill No. R-73-09-07)
RESOLUTION NO. R-64-73

A RESOLUTION transferring certain funds from Account No. 81-23 Instruction to Account No. 81-321 Gasoline in the 1973 Budget of the Humane Commission.

(Bill No. R-73-09-08)
RESOLUTION NO. R-63-73

A RESOLUTION transferring certain funds from Account No. 62-264 Computer Services to Account 62-55 Subscriptions and Dues in the 1973 Budget of the Controller's Office.

(Bill No. R-73-09-09)
RESOLUTION NO. R-62-73

A RESOLUTION transferring certain funds from Account No. 63-111 Salaries to Account No. 63-363 Supplies in the 1973 Budget of the Purchasing Department.

(Bill No. Z-73-02-09)
ZONING MAP ORDINANCE NO. Z-12-73

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. E1, E2, F1, F2.

(Bill No. Z-73-05-06)
ZONING MAP ORDINANCE NO. Z-11-73

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. BB9.

(Bill No. Z-73-05-21)
ZONING MAP ORDINANCE NO. Z-13-73

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. C3, D3.

(Bill No. Z-73-06-25)
ZONING MAP ORDINANCE NO. Z-14-73

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F7, F9.

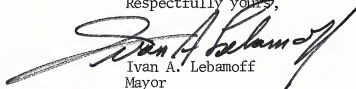
(Bill No. S-73-08-43)
SPECIAL ORDINANCE NO. S-95-73

AN ORDINANCE approving Agreement with NOBIS-WESTROPP CONSTRUCTION for construction of Cook Road Feeder Main Phase II.

(Bill No. S-73-08-44)
SPECIAL ORDINANCE NO. S-96-73

AN ORDINANCE approving a contract with KAUFFMAN & SONS for repair to storm damaged roof at WPC Maintenance Garage.

Respectfully yours,



Ivan A. Lebamoff
Mayor

MADE A MATTER OF RECORD
DATE 9/25/73 CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

office of city plan commission

September 17, 1973

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

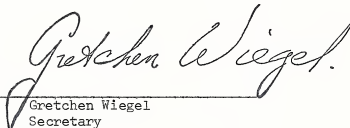
Attached hereto is the recommendation of the City Plan Commission one one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-73-05-05

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
17th day of September, 1973.



Gretchen Wiegel
Secretary

MADE A MATTER OF RECORD
DATE 9/27/73 CHARLES W. WESTERMAN, CITY CLERK

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

September 17, 1973

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held August 27, 1973. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved:

1. Bill No. Z-73-05-05
 - a. Intended Use: Unknown
 - b. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reasons:

- 1) Due to the substantial change in land use from residential to commercial this area is not conducive to residential development.
- 2) Traffic generation presents a very apparent conflict with residential uses in this area.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

CITY PLAN COMMISSION

Richard Wanush (pp)
Richard S. Wanush
Senior Planner

RSW:pr
ATT.

cc: Mayor Ivan Lebamoff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 8, 1973, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-73-05-05; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,


WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 20, 1973;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan:

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 27, 1973.

Certified and signed this
17th day of September, 1973.



Gretchen Wiegel
Secretary



C CHANGE FROM RI TO BIB

Z-73-05-05



THE CITY OF FORT WAYNE

office of city plan commission

September 20, 1973

COMMUNICATIONS FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

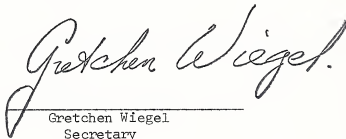
Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance Number 2836, amending Chapter 36 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

Bill No. Z-72-11-04

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this
20th day of September, 1973.



Gretchen Wiegel
Secretary

MADE A MATTER OF RECORD
DATE 9/26/73 CHARLES W. WESTERMAN, CITY CLERK

CITY PLAN COMMISSION
City-County Building
One Main Street
Fort Wayne, Indiana

September 20, 1973

Members of the Common Council
City-County Building
One Main Street
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution pertaining to a zoning ordinance amendment acted upon by the City Plan Commission at their meeting held November 27, 1972. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance.

1. Bill No. Z-72-11-04

- a. Intended Use: Extend an "M1" zoning
- b. Plan Commission Recommendation: DO PASS

This ordinance received a DO PASS recommendation for the following reasons:

- a) This petitioned change would be in the character with the existing land uses in the area which are of an Industrial-Commercial nature.
- b) To the south of this site is a proposed shopping center, therefore this area is no longer conducive to residential development.

If there are any questions with regard to this ordinance, please feel free to call on us.

Sincerely,

CITY PLAN COMMISSION

Richard S. Wanush
Richard S. Wanush
Senior Planner (PR)

RSW:pr
ATT.

cc: Mayor Ivan Lebamoff

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on November 14, 1972, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-72-11-04; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

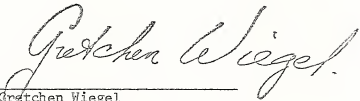
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on November 20, 1972;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the city, and the amendment will not be detrimental to and does not conflict with the overall city plan;

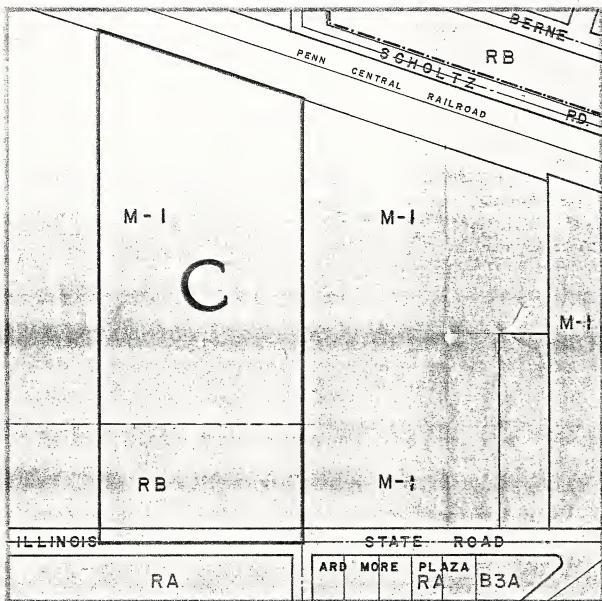
BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held November 27, 1972.

Certified and signed this
20th day of September, 1973.



Gretchen Wiegel
Secretary



C CHANGE FROM M1&RB TO M-1

2-75-11-04



THE CITY OF FORT WAYNE

department of public safety

September 19, 1973

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Numbers: 45-73/E, 46-73/E & 47-73/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolutions a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,

Thomas J. Casaburo

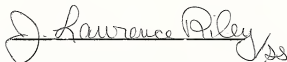
Thomas J. Casaburo
Director of Public Safety

MADE A MATTER OF RECORD
DATE 9/25/73 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 45-73 /E), 46-73/E & 47-73/E

I hereby certify that I did this 21st day of September, 19 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, The City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana, respectively, a copy of the within Regulatory Resolution No. 45-73 /E, 46-73/E & 47-73/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Secretary of said Board, in accordance with the provisions of Section 20 (a) of Chapter 31, Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance G-55, adopted FEB. 14, 1961.

 J. Lawrence Riley

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO 45-73/E

(Adopted September 21, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renew & Extend Resolution 35-73/E

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated September 12, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective September 21,

19 73, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. STOP INTERSECTION

1. Hurd Street - stop - for Reed Street

B. NO PARKING

1. Washington Center Road (west) - both sides - from Coldwater Rd. to the West City Limits.
2. Lakeview Ave. - east side - from Lofty Dr. to State Blvd.
3. Randallia Drive- west side - from Forest Ave. to State Blvd.

REGULATORY RESOLUTION NO 46-73/E

(Adopted September 21, 19 73)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to designate speed limit

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated September 10, 19 73, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55. adopted FEB. 14, 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective September 21,

19 73, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. SPEED LIMIT 40 MPH

1. Parnell Ave. - northbound - from St. Joe River to Clinton St.
2. Parnell Ave. - southbound - from Clinton st. to Spy Run
Extended (Swanson Blvd.)

REGULATORY RESOLUTION NO47-73/E

(Adopted September 21, 1973)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No.G -55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to One Way Street

_____ ; and,

WHEREAS, the City Traffic : Engineer has, by written memorandum dated September 14, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G -55. adopted FEB. 14. 1961. to make experimental regulations to cover special condi-

tions, it is hereby ordered, effective September 21, 1973, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

A. ONE WAY STREET

1. Oliver St. - One Way - northbound, from Pontiac St. to Creighton Avenue
2. Bowser Ave.- One Way - southbound, from Creighton Ave. to Pontiac Street

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 25 th dya of September, 19 73; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 25th day of September, 19 73.

Charles W. Westerman
City Clerk

SEAL